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November 8, 2004

From: Kevin P. Radigan, Esq. (e-mail: kpr@hrfmlaw.com)

Fax No.: (571) 273-3890

No. of Pages: 10 (Including this Page)

To: ATTN: Examiner **Stephan F. Willett**
Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. 1.116
EXAMINING GROUP: 2141

Re: U.S. Patent Application Serial No.: **09/442,906**
Applicants: Scott Marcotte
Title: METHOD, SYSTEM AND PROGRAM PRODUCT FOR REDUCING DATA MOVEMENT WITHIN A COMPUTING ENVIRONMENT BY BYPASSING COPYING DATA BETWEEN FILE SYSTEM AND NON-FILE SYSTEM BUFFERS IN A SERVER (as amended)
Attorney Docket No.: EN999121

Message: Please find attached hereto the following documents:

1. Amendment Transmittal Letter (1 page) (in duplicate);
2. Supplemental Amendment After Final (7 pages).

KPR/sj
Attachments

AMENDMENT TRANSMITTAL LETTER (Large Entity) Applicant(s): Scott T. Marcotte					Docket No. EN999121
Application No. 09/442,906	Filing Date 11/18/1999	Examiner Stephen F. Willett	Customer No. 30400	Group Art Unit 2141	Confirmation No. 6545

Invention: METHOD, SYSTEM AND PROGRAM PRODUCT FOR REDUCING DATA MOVEMENT WITHIN A COMPUTING ENVIRONMENT BY BYPASSING COPYING DATA BETWEEN FILE SYSTEM AND NON-FILE SYSTEM BUFFERS IN A SERVER (As Amended)

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST # PREV. PAID FOR		NUMBER EXTRA CLAIMS PRESENT		RATE	ADDITIONAL FEE
TOTAL CLAIMS	15	-	45	=	0	x	$18.00	$0.00
INDEP. CLAIMS	3	-	9	=	0	x	$86.00	$0.00
Multiple Dependent Claims (check if applicable) ☐								$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT								$0.00

☒ No additional fee is required for amendment.

☐ Please charge Deposit Account No. in the amount of

☐ A check in the amount of to cover the filing fee is enclosed.

☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account **09-0457 (IBM)**

- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.

☐ Payment by credit card. Form PTO-2038.

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Kevin P. Radigan
Signature

Dated: November 8, 2004

Kevin P. Radigan, Esq.
Registration No.: 31,789

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I hereby certify that this correspondence is being transmitted by facsimile transmission to: Examiner Stephen F. Willet, Group Art Unit 2141, United States Patent and Trademark Office, Alexandria, VA 22313-1450, Facsimile No. 571-273-3890, on November 8, 2004.

Kevin P. Radigan

Kevin P. Radigan

CC:

P11LARGE/REV08

AMENDMENT TRANSMITTAL LETTER (Large Entity) Applicant(s): Scott T. Marcotte	Docket No. EN999121

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/442,906	11/18/1999	Stephen F. Willett	30400	2141	6545

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Kevin P. Radigan

Kevin P. Radigan

cc:

P11LARGE/REV00

RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2141

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Scott T. Marcotte — Confirmation No.: 6545

Serial No.: 09/442,906 — Group Art Unit: 2141

Filed: 11/18/1999 — Examiner: Stephan F. Willett

Title: METHOD, SYSTEM AND PROGRAM PRODUCT FOR REDUCING DATA MOVEMENT WITHIN A COMPUTING ENVIRONMENT BY BYPASSING COPYING DATA BETWEEN FILE SYSTEM AND NON-FILE SYSTEM BUFFERS IN A SERVER (as amended)

Certificate of Facsimile Transmission

I hereby certify that this correspondence is being sent via facsimile transmission to Mail Stop AF, Commissioner for Patents, Washington, D.C. 20231, Attn: Examiner Stephan F. Willett, at fax number (703) 746-7239 on November 8, 2004.

Kevin P. Radigan
Kevin P. Radigan
Attorney for Applicant
Registration No.: 31,789

Date of Signature: November 8, 2004.

To: Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Supplemental Amendment After Final

Dear Sir:

This Supplemental Amendment is submitted pursuant to the Examiner's request made during telephone interviews between Examiner Willett and Applicants' undersigned attorney on November 8, 2004, August 12, 2004 and August 31, 2004, regarding the above-designated application. During these interviews, the Examiner verbally indicated that these claim amendments place all claims in condition for allowance. Should, however, the Examiner entertain any reservations regarding the allowability of one or more claims, Applicants request that this amendment not be entered, and that the application be allowed to continue in the Appeal process. **Amendments to the claims** begin on page 2 of this paper.

Remarks begin on page 7 of this paper.

PAGE 4/10 * RCVD AT 11/8/2004 4:22:49 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-3/24 * DNIS:2733890 * CSID:518 452 5579 * DURATION (mm-ss):03-40